

Before the  
UNITED STATES OF AMERICA  
POSTAL REGULATORY COMMISSION  
WASHINGTON, DC 20268-0001

South Valley Station  
Yerington, Nevada

Docket No. A2012-108

PUBLIC REPRESENTATIVE SUPPLEMENTAL COMMENTS

(March 27, 2012)

This supplemental filing addresses the merits of the Postal Services arguments as to the applicability of certain Federal laws to the Yerington Community. The Postal Service states that the Public Representative's Comments are based on incorrect statements about the applicability of certain Federal regulations. The Postal Service goes on to state that the Architectural Barriers Act (ABA) does not apply to the Yerington Main Post Office since they believe there is no evidence to suggest that a particular building element in the facility was altered since August 12, 1968 such as to trigger application of the ABA.<sup>1</sup>

The Public Representative provides publicly available information that differs with the Postal Service's assessment of "no evidence" that the building was altered since August 12, 1968. The City of Yerington, Public Works, Building Inspection Department confirmed and has a public record of a notice to bid, with a plan and bid documents for the addition/construction of the handicap ramp and painting for the Yerington Main Post Office, showing the year as 1980.<sup>2</sup>

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<sup>1</sup> Motion By United States Postal Service to Strike Reply Comments of the Public Representative, March 20, 2012, Docket A2012-108 at 9.

The Architectural Barriers Act (ABA) requires that buildings and facilities that are designed, constructed, or altered with Federal funds, or leased by a Federal agency, comply with Federal standards for physical accessibility.  
<https://www.disability.gov/viewResource?id=5411954>

<sup>2</sup> Individuals wishing to confirm and/or obtain a copy of the documents may contact Mr. Mark Rotchey, Yerington City, Building Inspector either via the web link below or by contacting their office directly (775-463-2729 or 775-463-3511, [inspector1@yerington.net](mailto:inspector1@yerington.net)). Copy/viewing arrangements must be made onsite at the Yerington Public Works, Building Division Department, 227 South Main Street, Yerington, Nevada 89447. The PR is very grateful for Mr. Rotchey's assistance and research efforts in this proceeding.

“The Architectural Barriers Act stipulates that all buildings designed, constructed, and altered by the Federal Government, or with federal assistance, must be accessible. Changes made to federal buildings must meet the Uniform Federal Accessibility Standards (UFAS). Special provisions are included in UFAS for historic buildings that would be threatened or destroyed by meeting full accessibility requirements.”<sup>3</sup>

As an attachment with this filing, for convenience of the Commission’s review, the PR has also included the specific AR respondent pages indicating access problems at the historic facility (and noncompliance with the ADA).

Respectfully submitted,

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<http://www.yerington.net/index.aspx?nid=108>

<sup>3</sup><http://www.ada.gov/cguide.htm>

<http://www.nps.gov/hps/tps/briefs/brief32.htm>

<http://www.access-board.gov/ufas/ufas-html/ufas.htm> Uniform Federal Accessibility Standards these appear to be incorporated in the Postal Service Manual listed below Handbook RE-4

[http://apwu.org/dept/ind-rel/USPS\\_hbks/RE-Series/RE-04%20Standards%20For%20Facility%20Accessibility%203-05%20\(2.92%20MB\).pdf](http://apwu.org/dept/ind-rel/USPS_hbks/RE-Series/RE-04%20Standards%20For%20Facility%20Accessibility%203-05%20(2.92%20MB).pdf)

**Attachment: AR Respondents Concerns Related to Access at the Proposed Retained Historic Yerington Main Post Office.**

-Survey Respondents repeatedly mentioned difficulty accessing the Main Post Office-citing stairs, ramp and or parking conditions.

AR PDF pp.62-63, "Mother can't use downtown facility as the ramp and parking is too far away." AR comments and direct contact with the PR respondent also stated there is one handicap space, and the distance to the ramp is too far from any parking space.

AR PDF at 66, C+K Steele comments specifically state that the Main Post Office is not "up to code" and not compliant with the ADA.

AR PDF 186 Easy access of the South Valley Station, Main Post Office has too many steps and ramp is around back and too far from parking area. This respondent was contacted directly by the PR and she also conveyed that the ramp is in disrepair, chips of concrete are missing in sections of the ramp (leaving the surface not entirely level).

PDF 37-38, South Station easy for handicapped, easy access, no ramps, steps, automatic doors, easy parking-a wonderful facility for the handicapped and elderly.

PDF 43-South Station –easier for the senior citizens.

PDF 63-My mother cannot use the downtown main post office because the ramp and parking is too far away. She is disabled.

PDF 98-South Valley Station needed especially for senior citizens.

PDF 186-South Valley Station ease (sic) ability getting into the post office. Main Post Office has a lot of steps. Its ramp is around back and too far from parking.

PDF 226-Easy (illegible)-no steps

PDF 252-Difficult to access the P.O. Department downtown.

PDF 376-SO. Valley PO is handicap assessable for me.

PDF 426-Handicap access is great. (South Valley Station)

PDF 456-No stairs, no parking problem (at the South Valley Station).

PDF 486-Automatic Door Openers (use South Valley Nonpostal Services).

PDF-612-No steps easier access (South Valley Station).

PDF-662 –Use this PO for errands for my 85-year old mother (South Valley Station).

PDF-694-Main PO steps are difficult due to vision.

PDF-784-On a walker PO (South Valley Station) has easier access.

AR PDF 882-"Cannot climb the stairs at the downtown PO and the ramp is too darn long for the elderly who have trouble walking."

AR PDF 1014-Limited walking and carrying problems (South Valley station provides assistance).

AR PDF 1083-Easier access (South Valley Station).